

Remarks

Claims 1-50 are pending and are under consideration.

Claims 41-50 are allowed.

Claims 1 and 2 are amended.

Amendments to the Specification

The specification is amended to update the reference to the parent.

The specification is also amended to repair an obvious error in working Example 102 on page 80. It is clear that to prepare the stated compound, other than 2-chloro-4-(1,1,3,3-tetramethyl-butyl)-6-(5-trifluoromethyl-benzotriazol-2-yl)phenol must be reacted.

No new matter is added.

Amendments to the Claims

Applicants note U.S. Pat. No. 6,344,505, of record in this application. In order to avoid any possible overlap with the disclosure of this patent, claim 1 is amended so that the group of formula V may not be substituted by -OH (proviso at the end of claim 1).

Claim 2 is amended to remove the redundant term "where E₁₁ and E₂₉ are as defined above" (last line).

No new matter is added with the present amendments.

Claim Rejections

Claims 1-40 are rejected under the judicially created doctrine of obviousness-type double patenting over claims of commonly assigned U.S. Pat. No. 6,451,887 (the parent application).

A terminal disclaimer over U.S. Pat. No. 6,451,887 is attached herewith.

Applicants submit that in light of the properly submitted terminal disclaimer, that the present claim rejections are addressed and are overcome.

In view of the present amendments, the above discussion and the terminal disclaimer, Applicants aver that the present claims are now in condition for allowance.

The Examiner is respectfully requested to find the present claims allowable.

Respectfully submitted,



Tyler A. Stevenson
Agent for Applicants
Reg. No. 46,388

Ciba Specialty Chemicals Corp.
540 White Plains Road
P.O. Box 2005
Tarrytown, NY 10591-9005
Tel. (914)785-2783
Fax (914)785-7102

Attachment: Terminal Disclaimer over U.S. Pat. No. 6,451,887

Fee Letter